



Docket No.: B0953.70003US00  
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: John E. Ahern  
Serial No.: 10/766,173  
Confirmation No.: 4427  
Filed: January 28, 2004  
For: DEVICES AND METHODS FOR TREATING TISSUE  
Examiner: W. H. Matthews  
Art Unit: 3774

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I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: May 9, 2008

*Christine Doyle*  
Christine Doyle

**AMENDMENT AFTER FINAL ACTION UNDER 37 C.F.R. 1.116**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**INTRODUCTORY COMMENTS**

In response to the Office Action dated December 11, 2007, finally rejecting claims 38, 42 and 53-62, please amend the above-identified U.S. patent application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 5 of this paper.